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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/414,483	10/08/1999	MEHO KARALIC	247PIUS	3348
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EXAMINER				
CHAPMAN, JEANETTE E				
ART UNIT		PAPER NUMBER		
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

### Office Action Summary

**Application No.**

09/414,483

**Applicant(s)**

KARALIC, MEHO

**Examiner**

Jeanette E. Chapman

**Art Unit**

3633

**Period for Reply** -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 05 March 2010.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 53-58, 63 and 64 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 53-58 is/are allowed.
- 6) ☒ Claim(s) 63 and 64 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SF/02)
- 4) ☐ Interview Summary (PTO-413)
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_
- Paper No(s)/Mail Date \_\_\_\_\_

**35 USC 103**

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all respective obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 63-64 are rejected under 35 U.S.C. 103(a) as being unpatentable over Doyon et al (4676038) in view of Toscano (3609936)

Claim 63

Toscano discloses r discloses In combination in a building structure:

a vertical length of lumber 34;

a horizontal length of lumber 38; and

a metal corner connector 48 interposed between and interconnecting said vertical and horizontal lengths;

Doyon discloses a corner connector comprising a box-shaped intermediate section 1; said intermediate section having opposite vertical side walls, a horizontal top wall and a horizontal bottom wall; see figure 9

said corner connector including a horizontal flange 19 projecting from one of said vertical side walls and a vertical flange 19 projecting upwardly from said horizontal top wall;

substituting the connector of Doyon in place of that used for Toscano would result in

said vertical and horizontal lengths of lumber extending at right angles to and in abutment longitudinally thereof with said horizontal top wall and said one of said side walls, respectively and being in face-to-face contact, laterally thereof, with said vertical and horizontal flanges, respectively; and

said vertical length of lumber having a longitudinal side surface flush with said one of said vertical side walls and said horizontal length of lumber having a longitudinal side surface flush with said horizontal bottom wall.

Claim 64

Toscano discloses (previously presented): In combination in a building structure:

a vertical length of lumber 34;

a horizontal length of lumber 38; and

a metal corner connector 48 interposed between and interconnecting said vertical and horizontal lengths;

but lacks the said corner connector comprising a box-shaped intermediate section;

said intermediate section having opposite vertical side walls, a horizontal top wall and a horizontal bottom wall as shown by Doyon and described above

Doyon discloses said corner connector including a horizontal flange 19 projecting from one of said vertical side walls and a vertical flange 19 projecting upwardly from said horizontal top wall;

said vertical and horizontal lengths of lumber extending at right angles to and in abutment longitudinally thereof with said horizontal top wall and said one of said side walls, respectively and being in face-to-face contact, laterally thereof, with said vert/cal

and horizontal flanges 19, respectively;

The frame of Toscano substituted for the frame of Doyon would rendering said horizontal length of lumber being one of a pair of horizontal lengths of lumber; and said horizontal flange being one of a pair of horizontal flanges projecting from mid-sections of respective ones of said vertical side walls and fitting snugly on respective ones of said pair of horizontal lengths of lumber;

said vertical flange projecting from a mid-section of said horizontal top wall and said vertical length of lumber being one of a pair of vertical lengths of lumber in contact with opposite sides of said vertical flange and in longitudinal abutment with said horizontal top wall; and

said vertical lengths of lumber each having a longitudinal side surface flush with a respective one of said vertical side walls and said horizontal lengths of lumber each having a longitudinal side surface flush with said horizontal bottom wall. In view of the above, it would have been obvious to use wood frames with the connector of Doyon to facilitate making modular and low cost housing

Applicant's arguments are moot in view of the new ground of rejection..

Claims 53-58 are allowable over the prior art of record.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeanette E. Chapman whose telephone number is 571-272-6841. The examiner can normally be reached on Mon.-thursday, 8:30-6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Dunn can be reached on 571-272-6670. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Jeanette E Chapman/  
Primary Examiner, Art Unit 3633